



General Assembly

January Session, 2011

Committee Bill No. 5634

LCO No. 3372

03372HB05634PH_

Referred to Committee on Public Health

Introduced by:
(PH)

AN ACT CONCERNING EXPEDITED LICENSING PROCESSES FOR PREVIOUSLY LICENSED OPERATORS OF CHILD DAY CARE CENTERS AND GROUP DAY CARE HOMES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 19a-80 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2011*):

3 (a) No person, group of persons, association, organization,
4 corporation, institution or agency, public or private, shall maintain a
5 child day care center or group day care home without a license issued
6 in accordance with sections 19a-77 to 19a-80, inclusive, and 19a-82 to
7 [19a-87] 19a-87a, inclusive. Applications for such license shall be made
8 to the Commissioner of Public Health on forms provided by the
9 commissioner and shall contain the information required by
10 regulations adopted under said sections. The forms shall contain a
11 notice that false statements made therein are punishable in accordance
12 with section 53a-157b.

13 (b) (1) Upon receipt of an application for a license, the
14 Commissioner of Public Health shall issue such license if, upon

15 inspection and investigation, said commissioner finds that the
16 applicant, the facilities and the program meet the health, educational
17 and social needs of children likely to attend the child day care center or
18 group day care home and comply with requirements established by
19 regulations adopted under sections 19a-77 to 19a-80, inclusive, and
20 sections 19a-82 to [19a-87] 19a-87a, inclusive. The [Commissioner of
21 Public Health] commissioner shall offer an expedited application
22 review process for an application submitted by a municipal agency or
23 department. [Each license shall be for a term of two years, provided on
24 and after October 1, 2008, each] The commissioner shall have
25 discretion to determine whether a change of operator, ownership or
26 location request from a currently licensed person or entity, as
27 described in subsection (a) of this section, shall require the filing of a
28 new license application from such person or entity. Each license shall
29 be for a term of four years, shall be nontransferable, may be renewed
30 upon payment of the licensure fee and may be suspended or revoked
31 after notice and an opportunity for a hearing as provided in section
32 19a-84 for violation of the regulations adopted under sections 19a-77 to
33 19a-80, inclusive, and sections 19a-82 to [19a-87] 19a-87a, inclusive.

34 [(2) Prior to October 1, 2008, the Commissioner of Public Health
35 shall collect from the licensee of a day care center a fee of two hundred
36 dollars for each license issued or renewed for a term of two years. Prior
37 to October 1, 2008, said commissioner shall collect from the licensee of
38 a group day care home a fee of one hundred dollars for each license
39 issued or renewed for a term of two years.]

40 [(3)] (2) [On and after October 1, 2008, the] The Commissioner of
41 Public Health shall collect from the licensee of a day care center a fee of
42 five hundred dollars for each license issued or renewed for a term of
43 four years. [On and after October 1, 2008, said] The commissioner shall
44 collect from the licensee of a group day care home a fee of two
45 hundred fifty dollars for each license issued or renewed for a term of
46 four years. The [Commissioner of Public Health] commissioner shall
47 require only one license for a child day care center operated in two or

48 more buildings, provided the same licensee provides child day care
49 services in each building and the buildings are joined together by a
50 contiguous playground that is part of the licensed space.

51 (c) The Commissioner of Public Health, within available
52 appropriations, shall require each prospective employee of a child day
53 care center or group day care home in a position requiring the
54 provision of care to a child to submit to state and national criminal
55 history records checks. The criminal history records checks required
56 pursuant to this subsection shall be conducted in accordance with
57 section 29-17a. The commissioner shall also request a check of the state
58 child abuse registry established pursuant to section 17a-101k. Pursuant
59 to the interagency agreement provided for in section 10-16s, the
60 Department of Social Services may agree to transfer funds
61 appropriated for criminal history records checks to the Department of
62 Public Health. The commissioner shall notify each licensee of the
63 provisions of this subsection.

64 (d) The commissioner shall inform each licensee, by way of a plain
65 language summary provided not later than sixty days after the
66 regulation's effective date, of new or changed regulations adopted
67 under sections 19a-77 to 19a-80, inclusive, or sections 19a-82 to [19a-87]
68 19a-87a, inclusive, with which a licensee must comply.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2011</i>	19a-80

Statement of Purpose:

To provide the Commissioner of Public Health with the discretion to determine whether a change of operator, ownership or location request from a currently licensed child day care provider shall require the filing of a new license application from such provider.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. ALTOBELLO, 82nd Dist.; REP. FRITZ, 90th Dist.

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